

**DETERMINATION AND FINDINGS
FOR A
SOLE SOURCE PROCUREMENT**

CONTRACT NO: DCKA-2018-S-0026
CAPTION: Construction Management and Inspection Services for Revitalization of Kennedy Street, NW from Georgia Ave, NW to N. Capitol St, NW.
PROPOSED CONTRACTOR: EBA Consulting Inc. (EBA)
PROGRAM AGENCY: District Department of Transportation
AUTHORIZATION: D.C. Official Code §2-354.04, 27 DCMR 1304 and 1700, 27DCMR 1701

1. MINIMUM NEED:

The District Department of Transportation (DDOT) has an ongoing need for the Contractor to continue with construction management and inspection services for the Revitalization of Kennedy Street NW construction project through October 21, 2018.

2. ESTIMATED REASONABLE PRICE:

The estimated fair and reasonable price is \$337,058.54

3. FACTS WHICH JUSTIFY SOLE SOURCE PROCUREMENT:

- A. EBA has provided construction management and inspection services for the Revitalization of Kennedy Street NW project since September 19, 2016. Due to a delay in the construction contract, additional construction management and inspection services are required.
- B. The performance period of the Revitalization of Kennedy Street NW construction project has been extended to run through October 21, 2018. The construction management and inspection services provided by EBA are needed to assist during the extended construction period and final close out.
- C. EBA has an intimate knowledge of the project and DDOT procedures and processes. Their familiarity with the project has supported the project from the beginning of the construction to date. EBA has completed 85% of the work. The remaining time and funding are needed to provide construction management and inspection services of the remaining work to be performed under this contract.
- D. EBA has demonstrated itself to be a responsible Contractor and has the resources and personnel to continue to perform the required work in a manner satisfactory to the District. EBA has existing personnel and resources currently in place, to continue the needed service.
- E. Re-competing the contract would likely cause the construction to be halted, resulting in demobilization and later remobilization costs from the construction contractor.
- F. It is not feasible that another contractor could, following a competitive effort, complete the additional needed services without adding significant time and cost to the District.

G. These services were originally competed and three vendors evaluated. EBA was the selected vendor. The additional services were not anticipated at the time the original work was issued to EBA.

H. For the above stated reasons no market survey was conducted.

4. CERTIFICATION BY CONTRACT SPECIALIST

I hereby certify that the above findings are correct and complete to the best of my knowledge.

Date

Jeralyn Johnson
Contract Specialist

5. CERTIFICATION BY AGENCY HEAD

I hereby certify that the above findings are true, correct and complete.

Date

Jeff Marootian, Director
District Department of Transportation

6. CERTIFICATION BY CONTRACTING OFFICER

I have reviewed the above findings and certify that they are sufficient to justify the use of the sole source method of procurement under the cited authority. I certify that the notice of intent to award a sole source contract was published in accordance with Section 404(c) of the District of Columbia Procurement Practices Reform Act of 2010 (D.C. Official Code §2-354.04) and that no response was received. I recommend that the Chief Procurement Officer approve the use of the sole source procurement method for this proposed contract.

Date

William Sharp
Chief Contracting Officer

DETERMINATION

Based on the above findings and in accordance with the cited authority, I hereby determine that it is not feasible or practical to invoke the competitive solicitation process under either Section 402 or 403 of the District of Columbia Procurement Practices Reform Act of 2010 (D.C. Law 18-371; D.C. Official Code § 2-354.02 or 2-354.03). Accordingly, I determine that the District is justified in using the sole source method of procurement.

Date

George A. Schutter, III
Chief Procurement Officer